

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s): Naveen Chopra et al.

Application No.: 10/718,370

Filed: 11/20/2003

Confirmation No.: 9530

Examiner: Thao Tran

Art Unit: 1711

Title: **DISPLAY DEVICE WITH MICELLE SHELL
MICROCAPSULES**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

DECLARATION UNDER 37 CFR 1.132

The undersigned persons hereby declare as follows:

1. We are among the inventors listed in the above-identified patent application.
2. We have reviewed Chopra et al., US Patent 6,488,870 and Chopra et al., US Patent 6,492,025 (collectively "Chopra Patents").
3. We are among the inventors identified in the Chopra Patents.
4. In the Office Action mailed October 18, 2006, the Examiner rejects the claimed invention under 35 USC 102(e) based on the Chopra Patents. In several previously filed Amendments/Responses, applicants argued that the Chopra Patents fail to anticipate the claimed invention under 35 USC 102(e). We still believe that the Chopra Patents fail to anticipate the claimed invention under 35 USC 102(e) for the reasons provided in the previously filed

Amendments/Responses, but to expedite prosecution, we submit this Declaration to remove the Chopra Patents as 35 USC 102(e) references.

5. To the extent any presently claimed subject matter may be disclosed but not claimed in the Chopra Patents, the undersigned persons hereby declare that we conceived or invented such disclosed but not claimed Chopra Patents subject matter which is relied upon by the Examiner for the 35 USC 102(e) rejection.

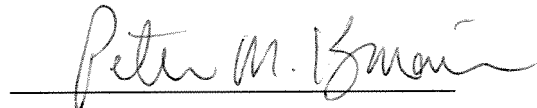
6. We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true, and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,



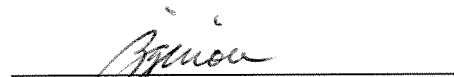
Naveen Chopra

Date: Jan 12/07



Peter M. Kazmaier

Date: Jan. 12, 2007



Paul J. Gerroir

Date: Jan. 12, 2007